UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

WILLIAM HILLICK, on Behalf of Himself and All Others Similarly Situated,

Plaintiff,

VS.

BMO HARRIS BANK, N.A.,

Defendant.

CIVIL ACTION NO. 5:13-CV-1222 (FJS/DEP)

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the Plaintiff WILLIAM HILLICK, hereby gives notice that the above captioned action is voluntarily dismissed, without prejudice.

DATE: December 16, 2013

Respectfully submitted,

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By: <u>/s/ Darren T. Kaplan</u>

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Counsel for Plaintiff

IT IS SO ORDERED:

Frederick J. Scullin, Jr. Senior U.S. District Judge

Dated: December 16, 2013

Syracuse, NY